

REMARKS

The Applicant thanks the Examiner for extending the courtesy of an interview with John F. Dolan and Dr. David Masters on June 8, 2007 to discuss the above identified application and the reconsideration of the pending claims thereof. The following remarks include the issues addressed in the interview and may be considered a summary of the interview as well as a reply to the Office Action.

The Examiner has indicated that claims 50-98, 134, 153-168 are allowed. The Applicant thanks the Examiner for favorable consideration of these claims. The Examiner has rejected claims 1-49, 133, and 135-152 under 35 U.S.C. 112, second paragraph, as being indefinite. The Examiner considers the claim terms “current released” in claims 1-49, “additional interactive forces” in claims 133, 135 and 136, and “testing” in claim 135 as being vague.

In response to the Examiner’s comments regarding the claim term “current released,” claims 1 and 18 have been amended. The applicant disagrees that the claim term “current released” is indefinite. However, in order to advance prosecution, claims 1 and 18 have been amended such that they now call for the drug delivery device “that releases one or more of the active agents from the device upon administration of a current to the device.”

Claims 1, 50, 133 and 136 have been amended to refer to intramolecular and intermolecular forces between the identified components in the claims. The specification provides a non-exclusive list of examples of intramolecular and intermolecular forces at page 6, lines 12-18 and page 15, lines 1-2 of the application. The Applicant believes that these amendments address the Examiner’s concerns regarding vagueness of the claim terms.

Although the Applicant does not agree with the Examiner's statements regarding claim 135, the claim has been cancelled in order to advance prosecution. However, the Applicant reserves the right to pursue this similar claims in future continuation and/or divisional applications.

In view of the foregoing, it is submitted that this application is in condition for allowance. Favorable consideration and prompt allowance of the application are respectfully requested.

The Examiner is invited to telephone the undersigned if the Examiner believes it would be useful to advance prosecution.

Respectfully submitted,

/John F. Dolan/

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